

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

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UNITED STATES OF AMERICA  
Plaintiff,

vs.

Civil Action No. 02-CV-12490 REK

ROBERT AND KATHLEEN HAAG  
Defendants.

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ROBERT HAAG, and  
KATHLEEN HAAG,

Plaintiffs,

Civil Action No. 04-CV-12344 REK

vs.

INTERNAL REVENUE SERVICE, AND  
UNITED STATES OF AMERICA,  
Defendants.

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THE PLAINTIFFS' MOTION TO AMEND THEIR COMPLAINT

The Plaintiffs, Robert and Kathleen Haag, (hereinafter referred to as the "Plaintiffs") move this honorable Court to allow them to Amend their Complaint.

As reasons therefore the Plaintiffs state that their Complaint is being amended to supplant the claims against the employees of the Internal Revenue Service with a claim pursuant to IRC § 7433.

The Plaintiffs respectfully request that the Court note that the Plaintiffs informed the Court of their intended filing of a claim pursuant to IRC § 7433 in the Joint Statement filed with

the Court on April 1, 2005.

Counsel for the United States does not oppose the Plaintiffs' Motion.

For these reasons, the Plaintiffs pray this honorable Court to:

- a. Allow the Plaintiffs' Motion to Amend their Complaint; and,
- b. Any and all other remedies that this honorable court deems appropriate.

Kathleen Haag  
Robert Haag  
by their Attorney

/s/ Timothy Burke  
Timothy J. Burke  
Burke & Associates  
400 Washington Street  
Braintree, MA 02184  
(781) 380-0770

Dated: October 3, 2005

**Plaintiff's Certificate of Compliance with Local Rule 7.1.**

Plaintiff's counsel hereby certifies that his office telephoned counsel for the United States, Stephen Turanchik, on Friday, September 30, 2005. Counsel did not oppose the Plaintiffs' motion.

/s/ Timothy J. Burke  
Timothy J. Burke

**Certificate of Service**

I hereby certify that a true copy of the above document was served upon each attorney of record, via first class mail on October 3, 2005.

/s/ Timothy J. Burke  
Timothy J. Burke